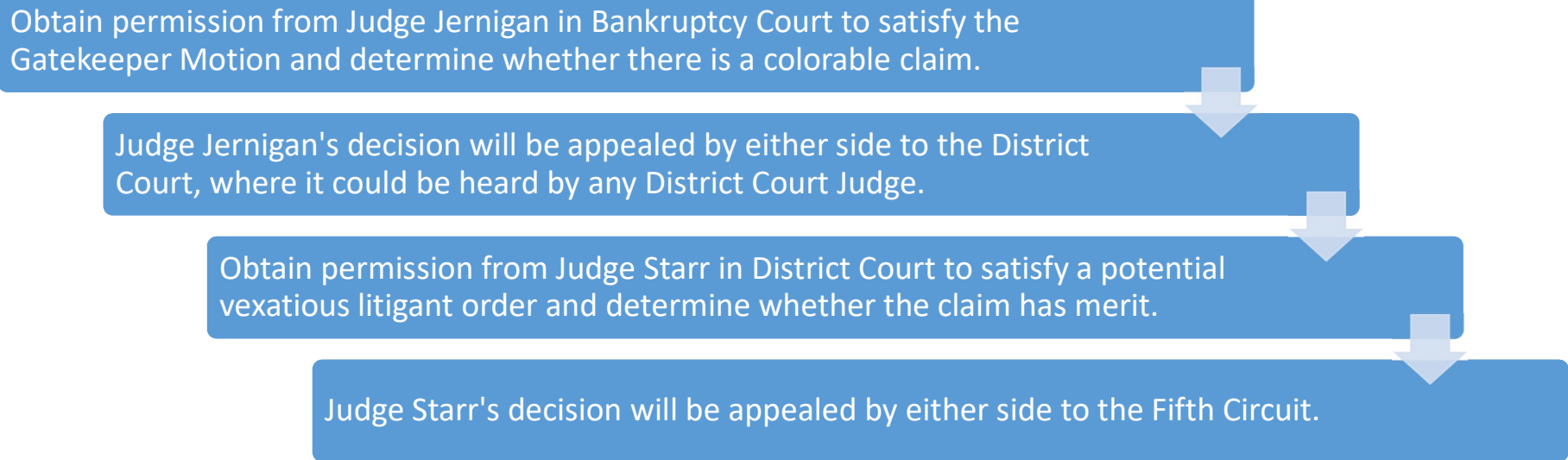


Appendix Exhibit 1

Movant's Requested Relief Would Create An Unworkable Mechanism With Potentially Inconsistent Results

What must the Dondero Entities do in order to file a lawsuit if the Movant's request is granted?

Obtain permission from Judge Jernigan in Bankruptcy Court to satisfy the Gatekeeper Motion and determine whether there is a colorable claim.



Judge Jernigan's decision will be appealed by either side to the District Court, where it could be heard by any District Court Judge.

Obtain permission from Judge Starr in District Court to satisfy a potential vexatious litigant order and determine whether the claim has merit.

Judge Starr's decision will be appealed by either side to the Fifth Circuit.